

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:

JUST ENERGY GROUP INC., et al.,

Debtors in a Foreign Proceeding.¹

Chapter 15

Case No. 21-30823 (MI)

JUST ENERGY TEXAS LP, FULCRUM RETAIL
ENERGY LLC, HUDSON SERVICES LLC, JUST
ENERGY TEXAS I CORP., JUST ENERGY GROUP,
INC., and LUMINANT ENERGY COMPANY LLC,

Plaintiffs and Plaintiff-Intervenor,

v.

ELECTRIC RELIABILITY COUNCIL OF TEXAS,
INC., NRG ENERGY INC., and CALPINE
CORPORATION,

Defendant and Defendant-Intervenors.

Adv. Pro. 21-04399 (DRJ)

NOTICE OF APPEAL

Electric Reliability Council of Texas, Inc. (“ERCOT”) and Defendant-Intervenors Calpine Corporation and NRG Energy, Inc. file this *Notice of Appeal* of the *Order Granting in Part and Denying in Part Motion to Dismiss Second Amended Complaint* [Dkt. No. 209] signed by the Bankruptcy Court on July 6, 2022. The Order is attached as **Exhibit A**.

The names of all the parties to the Order and the names, addresses, telephone numbers, and email addresses of their respective attorneys of record are as follows:

¹ The identifying four digits of Just Energy Group Inc.’s local Canada tax identification number are 0469. A complete list of debtor entities in these chapter 15 cases may be obtained at www.omniagentsolutions.com/justenergy.

PARTY	COUNSEL
ELECTRIC RELIABILITY COUNCIL OF TEXAS, INC. – APPELLANT	MUNSCH HARDT KOPF & HARR, P.C. Kevin M. Lippman (Texas Bar No. 00784479) Deborah Perry (Texas Bar No. 24002755) Jamil N. Alibhai (Texas Bar No. 00793248) Ross H. Parker (Texas Bar No. 24007804) 500 N. Akard St. Suite 3800 Dallas, TX 75201 klippman@munsch.com dperry@munsch.com jalibhai@munsch.com rparker@munsch.com WINSTEAD PC Elliot Clark (Texas Bar No. 24012428) 401 Congress Ave. Suite 2100 Austin, TX 78701 eclark@winstead.com
CALPINE CORPORATION -- APPELLANT	BAKER BOTTS LLP George Fibbe (Texas Bar No. 24036559) Aaron Streett (Texas Bar No. 24037561) Mark Little (Texas Bar No. 24078869) 910 Louisiana Street Houston, Texas 77002 Telephone: (713) 229-1234 Facsimile: (713) 229-1522 George.fibbe@bakerbotts.com Aaron.streett@bakerbotts.com Mark.little@bakerbotts.com
NRG ENERGY, INC. -- APPELLANT	SHEARMAN & STERLING LLP C. Luckey McDowell (Texas Bar No. 24034565) Ian E. Roberts (Texas Bar No. 24056217) 2828 N. Harwood Street, Suite 1800 Dallas, Texas 75201 Telephone: (214) 271-5777 Luckey.mcdowell@shearman.com ian.roberts@shearman.com

PARTY	COUNSEL
JUST ENERGY TEXAS LP, FULCRUM RETAIL ENERGY LLC, HUDSON SERVICES LLC, JUST ENERGY I CORP., AND JUST ENERGY GROUP, INC. – APPELLEES	QUINN EMANUEL URQUHART & SULLIVAN LLP James Tecce Simon Barnas Lindsay Weber 51 Madison Ave. 22nd Floor New York, New York 10010 Telephone: (212) 849-7000 Facsimile: (212) 849-7100 jamestecce@quinnemanuel.com simonbarnas@quinnemanuel.com lindsayweber@quinnemanuel.com Kate Kaufmann Shih John Bash Pennzoil Place 711 Louisiana Street, Suite 500 Houston, TX 77002 kateshih@quinnemanuel.com johnbash@quinnemanuel.com
INTERESTED PARTIES	
THE PUBLIC UTILITY COMMISSION OF TEXAS	KEN PAXTON Attorney General of Texas BRENT WEBSTER First Assistant Attorney General GRANT DORFMAN Deputy First Assistant Attorney General SHAWN E. COWLES Deputy Attorney General for Civil Litigation SEAN O’NEILL Assistant Attorney General Deputy Chief, Bankruptcy & Collections Division JASON B. BINFORD Texas State Bar No. 24045499 Southern Dist. Bar No. 574720

PARTY	COUNSEL
	<p>LAYLA D. MILLIGAN Texas State Bar No. 24026015 Southern Dist. Bar No. 38000 Office of the Attorney General of Texas Bankruptcy & Collections Division P. O. Box 12548 MC008 Austin, Texas 78711-2548 Telephone: (512) 463-2173 Facsimile: (512) 936-1409 jason.binford@oag.texas.gov layla.milligan@oag.texas.gov</p>
<p>LUMINANT ENERGY COMPANY LLC</p>	<p>GIBSON DUNN & CRUTCHER LLP Eric Thomas Haitz 811 Main Street Houston, TX 77002 Telephone: (346) 718-6648 ehaitz@gibsondunn.com</p>

Dated: July 19, 2022

MUNSCH HARDT KOPF & HARR, P.C.

By: /s/ Jamil N. Alibhai

Kevin M. Lippman

Texas Bar No. 00784479

klippman@munsch.com

Deborah Perry

Texas Bar No. 24002755

dperry@munsch.com

Jamil N. Alibhai

Texas Bar No. 00793248

jalibhai@munsch.com

Ross H. Parker

Texas State Bar No. 24007804

rparker@munsch.com

3800 Ross Tower

500 N. Akard Street

Dallas, Texas 75201-6659

Telephone: (214) 855-7500

Facsimile: (214) 855-7584

**ATTORNEYS FOR ELECTRIC RELIABILITY
COUNCIL OF TEXAS, INC.**

BAKER BOTTS LLP

By: /s/ George Fibbe
George Fibbe
Texas Bar No. 24036559
George.fibbe@bakerbotts.com
Aaron Streett
Texas Bar No. 24037561
Aaron.streett@bakerbotts.com
Mark Little
Texas Bar No. 24078869
Mark.little@bakerbotts.com
910 Louisiana Street
Houston, Texas 77002
Telephone: (713) 229-1234
Facsimile: (713) 229-1522

**ATTORNEYS FOR CALPINE
CORPORATION**

SHEARMAN & STERLING LLP

By: /s/ Ian E. Roberts
C. Luckey McDowell
Texas Bar No. 24034565
lucky.mcdowell@shearman.com
Ian E. Roberts
Texas Bar No. 24056217
ian.roberts@shearman.com
2828 N. Harwood Street, Suite 1800
Dallas, Texas 75201
Telephone: (214) 271-5777

ATTORNEYS FOR NRG ENERGY, INC.

CERTIFICATE OF SERVICE

I certify that on July 19, 2022 I caused a copy of the foregoing document to be served via the Court's CM/ECF system on all counsel of record.

/s/ Jamil N. Alibhai

Jamil N. Alibhai